

D v F

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

-----X,
Olivia McDermott, :
 :
Plaintiff, :
 :
-against- :
 :
Diesel Superstore et al., :
 :
Defendants. :
-----X

ORDER OF DISMISSAL

05-CV-1875 (DLI)(SMG)

DORA L. IRIZARRY, U.S. District Judge:

The parties having advised the court that they have reached an agreement to settle this action and no party being an infant or incompetent, it is hereby

ORDERED, that this action is discontinued with prejudice and without costs to any party, but with leave to re-open if the settlement agreement is not consummated and application for reinstatement is made within sixty (60) days of the date of this Order.

DATED: Brooklyn, New York
December 14, 2005

DORA L. IRIZARRY
United States District Judge